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| INFORMATION DISCLOSURE CY IN AN APPLICATION | SEP 2 6 20072 | APPLICANT Sunming Le et al. | |
| September 23, 200 (Use several sheets if nece | | GILING DATE January 10, 2002 | GROUP 1644 |

| · · · · · · | (USE S | OTHER DOCUMENTS (In 10 Author, Title, Date, Pertinent Pages, Etc.) | | | | |
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| Septemb | 2 6 200 IV | THE UNITED STATE | TES PATENT AND | TRADEMARK | OFFICE / | 644 |
| Арри | Tr ū | Junming Le, Jan Vi Scott Siegel | lcek, Peter Daddona | John Ghrayeb, | David M. Knight | and I |
| Appli | cation No.: | 10/043,432 | Group Art | Unit: 164 | 14 | SEP 2 7 2002 H'CENTER 1600/ |
| Filed: | | January 10, 2002 | Examiner | : No | t Assigned | SEP 2 7 |
| Confir | rmation No.: | | | | | 7 2002 7 1600/ |
| Title: | | METHODS OF TR ANTIBODIES | REATING CACHEX | E WITH CHIM | IERIC ANTI-TNI | SEP 2 7 2002 ECH'CENTER 1600/2900 |
| | | I hereby certify that it States Postal Service wenvelope addressed to Arlington, VA 22202 on 9-33-02 | CERTIFICATE OF MAILING this correspondence is being de ith sufficient postage as First (Assistant Commissioner for Pa Denual Commissioner for Pa | posited with the Unite Class Mail in an tents, P.O. Box 2327, | REC | EIVED 1 6 2002 JP 3600 |
| , | | <u>INFORMAT</u> | ON DISCLOSURE | STATEMENT | REC | EIVED |
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| | gton, VA 22202 | | | | TECH CENT | ER 1600/2900 |
| Sir: | Information Dis | closure Statement is | submitted: | | | |
| [X] | under 37 CFR (Within any one of t stage in an internation | R 1.97(b), or the following time periods: thr | ee months of filing national ap mailing date of a first office ac | plication (other than a C tion on the merits in a n | PA) or date of entry of the on-provisional application | national . , including a |
| [] | under 37 CFF | R 1.97(c) together wi | th either: | | | |
| | [] a State | ement under 37 CFR | 1.97(e), as checked | below, or | | • |
| | | 0.00 fee under 37 CF 1.97(b) time period, but before | FR 1.17(p), or final action or notice of allowa | nce, whichever occurs f | irst) | ïs. |
| [] | under 37 CFF | R 1.97(d) together wi | ith: | | | |
| | [] a State | ement under 37 CFR | 1.97(e), as checked | below, and | | |
| | [] a \$180 (Filed after final act | 0.00 fee under 37 CF tion or notice of allowance, wh | FR $1,17(p)$, or ichever occurs first, but on or b | efore payment of the is | sue (ce) | |
| [] | under 37 CFF Applicant re | R 1.97(i): quests that the IDS a | nd cited reference(s) | be placed in the | application filew | rapper. |

(Filed after payment of issue fee)

| Statem | nent Un | der 37 C | EFR 1.97(e) |
|------------------------|-------------------------|---|--|
| [] | Each i | tem of in | information contained in this Information Disclosure Statement was first cited in cation from a foreign patent office in a counterpart foreign application not more on the filing of this Information Disclosure Statement; or |
| [] | comm knowl in the | unication edge of the information in the interest of the inter | ormation contained in this Information Disclosure Statement was cited in a n from a foreign patent office in a counterpart foreign application, and, to the the undersigned, after making reasonable inquiry, no item of information contained tion disclosure statement was known to any individual designated in 37 CFR han three months prior to the filing of this Information Disclosure Statement. |
| Statem | ent Un | <u>der 37 C</u> | (Patent Term Adjustment) Applies to original applications (other than design) filed on or after May 29, 2000 |
| [] | commi | unication ot receive | information contained in the Information Disclosure Statement was cited in a in from a foreign patent office in a counterpart application and this communication ed by any individual designated in § 1.56(c) more than thirty days prior to the formation Disclosure Statement. |
| [X] | Enclos | sed herev | with is form PTO-1449: |
| | [] | Copies | of the cited references are enclosed. |
| ; | [X] | Applica 09/133. | of cited references are enclosed except those entered in prior applications, U.S. ation No. 09/927,703, U.S. Application No. 09/756,398, and U.S. Application No.: 119 to which priority under 35 U.S.C. 120 is claimed. The earlier applications is copies of the cited references. |
| | [X] | Some of Europe, AU, AZ AL5] | of the listed references were cited in the enclosed International Search Report and an Search Report in a counterpart foreign application. [ISR References AS, AV, Z, AX7, AY7 and AZ7; ESR References AP2, AM3, AN3, AO3, AP3, AQ3 and |
| | [} | The "co | oncise explanation" requirement (non-English references) for reference(s) [17 CFR 1.98(a)(3) is satisfied by: |
| | | [] | the explanation provided on the attached sheet. |
| | | [] | the explanation provided in the Specification. |
| | | [] | submission of the enclosed International Search Report. |
| | | [] | the enclosed English language abstract. |
| [X] | Applic | ant requ | ests that the following pending applications be considered: |
| Examiner's Initials | | | |
| <u>PG-</u> | | John G | ttent Application No. 09/756,398, by Junming Le, Jan Vilcek, Peter Daddona, hrayeb, David M. Knight and Scott Siegel, filed January 8, 2001, Docket No.: 005-006 |

<u>n</u>

U.S. Patent Application No. 09/756,301, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed January 8, 2001, Docket No.: 0975.1005-008

PHULIP GAMBEL 2/4/05

U.S. Patent Application No. 09/766,535, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel/filed January 18, 2001, Docket No.: 0975.1005-010 U.S. Patent Application No. 09/897,724, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed July 2, 2001, Docket No.: 0975.1005-012 U.S. Patent Application No. 09/927,703, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott/Siegel, filed August 10, 2001, Docket No.: 0975.1005-013 U.S. Patent Application No. 10/010,229, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed December 7, 2001 Docket No.: 0975.1005-014 U.S. Patent Application No. 10/043/450, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed January 10, 2002, Docket No.: 0975.1005-015 U.S. Patent Application No. 10/044,534, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed January 10, 2002, Docket No.: 0975.1005-016 U.S. Patent Application No./10/043,436, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed January 10, 2002, Docket No.: 0975.1005-018 U.S. Patent Application No. 10/176,460, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M/ Knight and Scott Siegel, filed June 20, 2002, Docket No.: 0975.1005-019 U.S. Patent Application No. 10/187,121, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed June 28, 2002, Docket No.: 0975.1005-020 U.S. Patent Application No. 10/186,559, by Junming Le, Jan Vilcek, Peter Daddona, John Ghraveb, David M. Knight and Scott Siegel, filed June 28, 2002, Docket No.: 0975.1005-021 U.S. Patent Application No. 10/198,845, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb/David M. Knight and Scott Siegel, filed July 18, 2002, Docket No.: 0975.1005-022 U.S. Patent Application No. 10/200,795, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed July 22, 2002, Docket No.:

0975.1005-023

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| 10/043,432 * خو ب | -4- |
|----------------------|---|
| | U.S. Patent Application No. 10/208,195, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed July 29, 2002, Docket No.: 0975.1005-024 |
| | PHUIP GAMBA Date Date |
| [X] | The specification for the above cited co-pending applications is identical to the present specification (10/043,432). Therefore, only a copy of the current claims for each application is enclosed. Copies of the specifications of the co-pending applications will be provided upon request. |
| [] | A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. |
| | r is requested to return a copy of the above list of pending applications indicating which are considered with the next office communication. |
| It is requested | I that the information disclosed herein be made of record in this application. |
| Method of pa | yment: |
| | ck for the fee noted above is enclosed, or the fee has been included in the check with the apanying Reply. A copy of this Statement is enclosed. |
| [] Please enclos | charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is sed. |

Respectfully submitted,

Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Dershe E. Sanders

Deirdre E. Sanders

Registration No.: 42,122 Telephone: (978) 341-0036 Facsimile: (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: September 23, 2002

[X]





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and

Scott Siegel

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Application No.:

10/043,432

Group Art Unit:

1644

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Filed:

January 10, 2002

Examiner:

Not Assigned

OCT 1 8 2002

Confirmation No.:

3288

TECH CENTER 1600/2900

Title:

METHODS OF TREATING CACHEXIA WITH CHIMERIC ANTI-TNF ANTIBODIES

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| I | CERTIFICATE OF MAILING |
| Į | I hereby certify that this correspondence is being deposited with the United |
| I | States Postal Service with sufficient postage as First Class Mail in an envelope |
| | addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA |
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| 1 | Date Signature |
| İ | Linda M. Amato |
| J | |
| 1 | Typed or printed name of person signing certificate |
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents

P.O. Box 2327

Arlington, VA 22202

| [|] | under 37 CFR 1.129(a), or |
|---|---|---|
| | | (First/Second submission after Final Rejection) |

[X] under 37 CFR 1.97(b), or

(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

| [] | under 37 CFR 1.97(c) together with either: | | |
|----|--|--|--|
| | [] a Statement under 37 CFR 1.97(e), as checked below, or | | |
| | [] a \$180.00 fee under 37 CFR 1.17(p), or (After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first) | | |
| Гз | under 37 CEP 1 07(d) together with: | | |

| [] under 37 CFR 1.97(| (d) together with |
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| [|] | a Statement under 37 CFR 1.97(e), as checked below, and |
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| [|] | a \$180.00 fee under 37 CFR 1.17(p), or |
| (Fi | led | after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee |

Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper. (Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

| [] | any c | item of information contained in this Information Disclosure Statement was first cited in ommunication from a foreign patent office in a counterpart foreign application not more hree months prior to the filing of this Information Disclosure Statement; or | |
|--|--|--|--|
| [] No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contain the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. | | | |
| Staten | Statement Under 37 CFR 1.704(d) (Patent Term Adjustment) Applies to original applications (other than design) filed on or after May 29, 2000 | | |
| [] | Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement. | | |
| [X] | Enclo | sed herewith is form PTO-1449: | |
| | [] | Copies of the cited references are enclosed. | |
| | [X] | Copies of cited references are enclosed except those entered in prior application, U.S. Application No. <u>09/927,703</u> , to which priority under 35 U.S.C. 120 is claimed. The earlier applications contains copies of the cited references. | |
| | [] | The listed references were cited in the enclosed International Search Report in a counterpart foreign application. | |
| | [X] | The "concise explanation" requirement (non-English references) for references AN7 and | |

AO7 under 37 CFR 1.98(a)(3) is satisfied by:

the explanation provided on the attached sheet.

[] the explanation provided in the Specification.

- [] submission of the enclosed International Search Report.
- [X] the enclosed English language abstracts and also reference AH2, which is a U.S. equivalent of AN7. Copies of references AH2, AN7 and AO7 are enclosed in prior application, U.S. Application No. <u>09/927,703</u>, to which priority under 35 U.S.C. 120 is claimed.

[X] Applicant requests that the following pending applications be considered:

Examiner's Initials

U.S. Patent Application No. 10/227,488, by Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight and Scott Siegel, filed August 23, 2002, Docket No.: 0975.1005-025

Examiner

Date

- [X] The specification for the above cited co-pending application is identical to the present specification (10/043,432). Therefore, only a copy of the current claims for this application is enclosed. Copies of the specifications of the co-pending application will be provided upon request.
- A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

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- [] Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.
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Respectfully submitted,

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Deirdre E. Sanders

Registration No.: 42,122 Telephone: (978) 341-0036 Facsimile: (978) 341-0136

Concord, Massachusetts 01742-9133

Dated:

1 ctober 9, 2002